

FILED 09 DEC 17 11:36AM DDC-ORM

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

ROBERT R. PARKINS II,  
Plaintiff,

Civ. No. 09-6015-CL

v.

MICHAEL J. ASTRUE,  
Commissioner, Social  
Security Administration,

**ORDER**

Defendant.

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**PANNER, District Judge:**

Magistrate Judge Mark D. Clarke filed a Report and Recommendation, and the matter is now before this court. See 28 U.S.C. § 636(b)(1)(B), Fed. R. Civ. P. 72(b). Although no objections have been filed, this court reviews the legal principles *de novo*. See Lorin Corp. v Goto & Co., Ltd., 700 F.2d 1202, 1206 (9th Cir. 1983).

I have given this matter *de novo* review. I find no error. Accordingly, I ADOPT the Report and Recommendation of Magistrate

Judge Clarke.

**CONCLUSION**

Magistrate Judge Clarke's Report and Recommendation (#21) is adopted. Pursuant to sentence four of 42 U.S.C. § 405(g), the decision of the Commissioner is reversed and remanded for further proceedings consistent with the Report and Recommendation.

IT IS SO ORDERED.

DATED this 16 day of December, 2009.



OWEN M. PANNER  
U.S. DISTRICT JUDGE